

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

Sitcha Richard,
(A95 461 653)

V.

Frederick MacDonald, High Sheriff, Franklin County House of Corrections; Tom Ridge, Secretary, Department of Homeland Security; Michael Garcia, Assistant Secretary (Designee), Bureau of Immigration and Customs Enforcement (ICE); Eduardo Aguirre, Acting Director, Bureau of Citizenship and Immigration Services ("CIS"); Bruce Chadbourne, Interim Director, ICE, Boston, Respondents

Case No. 04-CV-300090-MAP

MOTION TO DELAY ACTION ON AFFIDAVIT

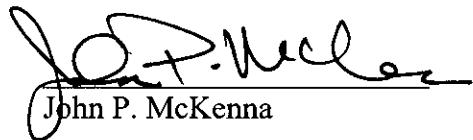
I, John P. McKenna as Counsel for the Petitioner, Sitcha Richard, respectfully request the Court to delay action on the Affidavit of Sitcha Richard filed on November 10, 2004. I would ask for further opportunity to supplement and investigate certain newly discovered information. I would respectfully ask the Court to delay action until Monday, November 22, 2004 for this newly discovered information to be investigated. Signed under the pains and penalties of perjury this 19th day of November 2004.


John P. McKenna
1537 Main Street, Suite 305
Springfield, MA 01103
(413)787-9995

Certificate of Service

I hereby certify that I served a copy of the foregoing motion, by hand delivery, this 19th day of November 2004 on:

Assistant United States Attorney
Karen Goodwin
U.S. Attorney's Office
1550 Main Street, Room 310
Springfield, MA 01103



John P. McKenna